

CHARLES THOMPSON §
v. § CIVIL ACTION NO. 9:011v46
TEXAS DEPARTMENT OF CRIMINAL §
JUSTICE, ET AL.

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except upon grounds of plain error, from appellate review of the unobjected-to proposed factual findings and legal conclusions accepted and adopted by the district court. Douglass v. United Services Automobile Association, 79 F.3d 1415, 1430 (5th Cir. 1996) (*en banc*).

The Court has reviewed the pleadings in the case as well as the Report of the Magistrate Judge. Upon such review, the Court has determined that the Report of the Magistrate Judge is correct. It is accordingly

ORDERED that the Report of the Magistrate Judge (docket no. 11) is hereby ADOPTED as the opinion of the District Court. It is further

ORDERED that the motion to dismiss filed by the Defendant Texas Department of Criminal Justice (docket no. 6) is hereby GRANTED. The Texas Department of Criminal Justice is hereby DISMISSED as a party to this lawsuit. The dismissal of this party shall have no effect upon the Plaintiff's claims against the remaining Defendants in the case. It is further

ORDERED that the Texas Department of Criminal Justice's motion to quash service of process (docket no. 4) is hereby DENIED as moot.

So **ORDERED** and **SIGNED** this **14** day of **February, 2012**.



Ron Clark, United States District Judge